

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
NO. 7:10-CR-80-1H

UNITED STATES OF AMERICA

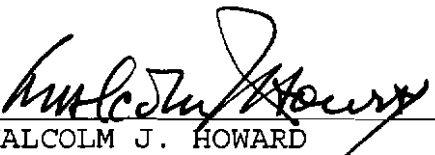
v.

PHILLIP ALLEN BROOKS,  
Defendant.

ORDER

This matter is before the court on the government's motion to quash a subpoena issued by defense counsel to the Chief of Police of the Jacksonville, North Carolina Police Department [DE #40]. On June 17, 2011, defendant filed a response withdrawing the subpoena [DE #41]. Accordingly, the court hereby DISMISSES the government's motion as moot.

This 5<sup>TH</sup> day of July 2011.

  
MALCOLM J. HOWARD  
Senior United States District Judge

Greenville, NC  
#31